

**LEGISLATIVE SERVICES AGENCY
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FISCAL IMPACT STATEMENT

LS 7200

BILL NUMBER: HB 1424

NOTE PREPARED: Jan 6, 2011

BILL AMENDED:

SUBJECT: Solid waste landfill permits and zoning approval.

FIRST AUTHOR: Rep. Lutz

FIRST SPONSOR:

BILL STATUS: As Introduced

FUNDS AFFECTED: **GENERAL**
 X DEDICATED
 FEDERAL

IMPACT: State & Local

Summary of Legislation: This bill provides that a person who holds an operation permit for a solid waste landfill (1) for which the zoning approval required for the construction and operation of the landfill was approved more than five years before the date the Department of Environmental Management (IDEM) issued a valid operation permit authorizing operation of the landfill; (2) for which IDEM issued a valid operation permit more than three years before the completion of initial construction of the landfill necessary for the landfill to accept waste for disposal; and (3) that did not lawfully accept waste for more than eight years after the date the landfill first obtained zoning approval; may begin or complete construction of the landfill only if, after at least eight years have passed since local zoning approval for the landfill was obtained, the zoning authority that has jurisdiction reviews and approves the appropriateness and legality of the zoning under the requirements of all applicable zoning laws existing at the time of the review.

Effective Date: Upon passage.

Explanation of State Expenditures: This bill will not result in a significant impact on IDEM.

Explanation of State Revenues:

Explanation of Local Expenditures: The zoning authority that has jurisdiction must review and approve the appropriateness and legality of the zoning under the requirements of all applicable zoning laws existing at the time of the review. Administrative expenses associated with the review and approval are not expected to be significant.

Explanation of Local Revenues:

State Agencies Affected: IDEM.

Local Agencies Affected: Certain Zoning Authorities.

Information Sources:

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